

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA

v.

KHALIL CARTER

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:

CRIMINAL ACTION

06-342-1

CIVIL ACTION

14-3396

**ORDER**

AND NOW, this 28<sup>th</sup> day of January, 2015, it is **ORDERED** that Petitioner's Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence (ECF No. 74) is **DENIED**. A certificate of appealability will not issue.<sup>1</sup>



ANITA B. BRODY, J.

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KHALIL CARTER, APT

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<sup>1</sup> Under AEDPA, a certificate of appealability may not issue unless “the applicant has made a substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c). “Where a district court has rejected the constitutional claims on the merits, the showing required to satisfy § 2253(c) is straightforward: The petitioner must demonstrate that reasonable jurists would find the district court’s assessment of the constitutional claims debatable or wrong.” *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). Carter has not shown that reasonable jurists would find this Court’s assessment of his constitutional claims debatable or wrong.